

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

TAMEIKA GUILLORY
Plaintiff

VS.

**JAMES B. MATSON AND
STI LEASING, LLC**
Defendants

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CIVIL ACTION NO. 15-310

JURY REQUESTED

DEFENDANTS' NOTICE OF REMOVAL

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW Defendants, JAMES B. MATSON AND STI LEASING, LLC, and hereby give notice of their removal of Cause No. b-197238 filed in the Judicial District Court of Jefferson County, Texas, to the United States District Court for the Eastern District of Texas pursuant to the provisions of 28 U.S.C. §§ 1441(a) and 1446.

Factual Background

1. On or about July 17, 2013, a two car motor vehicle accident occurred on Interstate 10 near Walden Road in Beaumont, Texas allegedly involving all the parties. Plaintiff claims she was injured when a tractor trailer driven by James B. Matson was making a left hand turn from a right lane, thus hitting the front passenger side of her vehicle. Plaintiff claims she was injured as a result of this collision and filed suit in state court.

2. Plaintiff filed suit in state court on June 12, 2015. Service of Citation and Complaint was made on STI Leasing on July 10, 2015 via the Secretary of State. In Plaintiff's Original Petition there was a monetary claim for damages in an amount greater than \$200,000 but less than \$1,000,000, which exceeds the jurisdictional minimum. The case has been on file for less than one year. Removal is both timely and appropriate.

Basis for Removal and Jurisdiction

3. This cause may be removed pursuant to 28 U.S.C. § 1441(a). “[A]ny civil action brought in State court of which the district courts of the United States have original jurisdiction, may be removed by the defendant . . . , to the district court of the United States for the district and division embracing the place where such action is pending.” This Court has jurisdiction over this matter under 28 U.S.C. § 1332 because there is complete diversity of citizenship and the amount in controversy is greater than \$75,000.00.

Full Diversity Between the Parties

Complete Diversity of Citizenship

4. To have diversity of citizenship, each plaintiff must have a different citizenship from each defendant. 28 U.S.C. § 1332. Complete diversity of citizenship exists between the parties as the Plaintiffs are Texas citizens and none of the Defendants are Texas citizens or corporations.

5. Plaintiff, Temeika Guillory, is a resident and citizen of the State of Texas.

6. Defendant, James B. Matson, is a resident and citizen of the State of Arkansas.

7. Defendant, STI Leasing, LLC is an Oklahoma corporation with its principal place of business in Kiefer, Oklahoma.

Amount in Controversy

8. In order for diversity jurisdiction to exist, the amount in controversy must exceed \$75,000.00, exclusive of interest and costs. 28 U.S.C. § 1332(a).

9. Plaintiff is seeking more than \$200,000 in damages, as stated in her Original Petition.

Removal is Timely and Appropriate

10. If the plaintiff creates diversity jurisdiction sometime after filing the initial complaint, the defendant has one year from the commencement of the suit to remove. 28 U.S.C. § 1446(b). A defendant has 30 days to remove a civil action after receipt of the first pleading or other paper that establishes the jurisdictional grounds. 28 U.S.C. § 1446(b). When diversity is the basis for removal, the defendant can rely on the plaintiff's voluntary assertion of damages within the complaint to meet the monetary jurisdictional requirement for diversity. *S.W.S. Erectors, Inc. v. Infax, Inc.*, 72 F.3d 489, 492 (5th Cir. 1996). "The burden of establishing subject matter jurisdiction in federal court rests on the party seeking to invoke it." *St. Paul Reinsurance Co. v. Greenberg*, 134 F.3d 1250, 1253 (5th Cir. 1998). Here, Plaintiff's original pleading voluntarily asserts an amount in controversy in excess of \$75,000.00. This removal is filed within the thirty (30) days of the service of Plaintiffs' Petition. The removal is both timely and appropriate.

Jury Demanded

11. Defendants request that the case be tried before a jury.

Consent of All Served Defendants

12. Defendants have been properly served and consent to this removal.

Compliance with Local Rule and Notice Requirements

13. Pursuant to 28 U.S.C. § 1446 and Local Rule 81, the following documents are attached to this Notice:

Exhibit A.....Letter from the Deputy District Clerk certifying the records

Exhibit B.....Civil Docket, District Court

Exhibit C.....Letter from District Clerk regarding Declaration of Compliance

Exhibit D.....Plaintiff's Original Petition, Requests for Disclosure and Rule 193.7 Notice

Exhibit ECivil Process Request

Exhibit FCivil Case Information Sheet

Exhibit GLetter Request for Preparation of Citations

Exhibit HCitation for James B. Matson

Exhibit IReturn of Citation for James B. Matson with attachments

Exhibit JReturn of Citation for STI Leasing, LLC with attachments

Exhibit KDefendants' Original Answer

Defendants know of no orders signed by the state judge.

14. Pursuant to 28 U.S.C. 1446(d), written notice of the filing of this instrument will be given to Plaintiffs. A true and correct copy of this Notice of Removal also will be attached as an exhibit with the written Notice of Removal filed with the clerk of the state court.

Respectfully submitted,

/s/ Roger D. Oppenheim

Roger D. Oppenheim

FBN: 14206

SBN: 15292400

OF COUNSEL:

LORANCE & THOMPSON, P.C.

2900 North Loop West, Suite 500

Houston, TX 77092

713/868-5560

713/864-4671 (fax)

rdo@lorancethompson.com

ATTORNEY FOR DEFENDANTS

STI LEASING, LLC AND JAMES B. MATSON

CERTIFICATE OF SERVICE

On this 17th day of August, 2015, a true and correct copy of the foregoing instrument has been provided to all parties by e-filing and/or telefax transmission.

Mr. Jonathan Juhan
Jonathan C. Juhan, PC
985 I-10 North, Ste. 100
Beaumont, TX 77706
jonathanjuhan@sbcglobal.net

/s/ Roger D. Oppenheim

Roger D. Oppenheim

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

TAMEIKA GUILLORY
Plaintiff

VS.

JAMES B. MATSON AND
STI LEASING, LLC
Defendants

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CIVIL ACTION NO. 15-310

JURY REQUESTED

INDEX OF MATTERS BEING FILED

Defendants, JAMES B. MATSON AND STI LEASING, LLC, in connection with the removal of this case to the United States District Court for the Eastern District of Texas, Beaumont Division, file their index of matters, as follows:

Exhibit A.....Letter from the Deputy District Clerk certifying the records

Exhibit B.....Civil Docket, District Court

Exhibit C.....Letter from District Clerk regarding Declaration of Compliance

Exhibit D.....Plaintiff's Original Petition, Requests for Disclosure and Rule
193.7 Notice

Exhibit E.....Civil Process Request

Exhibit FCivil Case Information Sheet

Exhibit G.....Letter Request for Preparation of Citations

Exhibit H.....Citation for James B. Matson

Exhibit IReturn of Citation for James B. Matson with attachments

Exhibit JReturn of Citation for STI Leasing, LLC with attachments

Exhibit K.....Defendants' Original Answer

Respectfully submitted,

/s/ Roger D. Oppenheim

Roger D. Oppenheim

FBN: 14206

SBN: 15292400

OF COUNSEL:

LORANCE & THOMPSON, P.C.

2900 North Loop West, Suite 500

Houston, TX 77092

713/868-5560

713/864-4671 (fax)

rdo@lorancethompson.com

ATTORNEY FOR DEFENDANTS

STI LEASING, LLC AND JAMES B. MATSON

CERTIFICATE OF SERVICE

On this 7th day of August, 2015, a true and correct copy of the foregoing instrument has been provided to all parties by e-filing and/or telefax transmission.

Mr. Jonathan Juhan

Jonathan C. Juhan, PC

985 I-10 North, Ste. 100

Beaumont, TX 77706

jonathanjuhan@sbcglobal.net

/s/ Roger D. Oppenheim

Roger D. Oppenheim

Jefferson County
District Clerk's Office
1085 Pearl Street
Room 203
Beaumont, TX 77701
409-835-8580
Fax 409-835-8527



Family Law Division
409-835-8653

Child Support
P. O. Box 3586
Beaumont, TX 77704
409-835-8425

JAMIE SMITH
District Clerk

Date: July 29, 2015

The State of Texas *Temeika Guillory
 • Case# B197238
County of Jefferson *James B Matson et al

I, Jamie Smith, Clerk of the District Court, in and for Jefferson County, Texas, do hereby certify that the above and foregoing is a true and correct copy of the entire original case hereof, attached hereto 32 pages, as same was filed and appears of record in my office.

Witness my official seal and signature of office in Beaumont, Texas, this 29th day of July, A.D., 2015.

Jamie Smith, District Clerk
Jefferson County, Texas

By Dolly Rush
Deputy



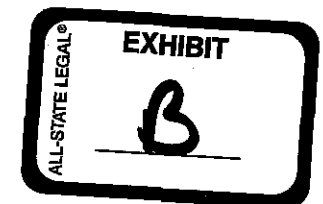
PAGE OF 1

E-FILE: 6/12/15 TO CURRENT

CIVIL DOCKET, DISTRICT COURT

CASE NO. B-0197238-

NUMBER OF CASE	NAMES OF PARTIES	ATTORNEYS	KIND OF ACTION	DATE OF FILING	
B-0197238-	GUILLORY, TEMBIKA VS MATSON, JAMES B	JUHAN, JONATHAN PLFT NO ATTORNEY AT THIS TIME DEFT	PERSONAL INJURY INV	6/12/2015	
			DISPOSITION DATE	JURY FEE	DATE
DATE OF ORDERS		ORDERS OF THE COURT			PROCESS



**Jefferson County
District Clerk's Office**
1085 Pearl Street
Room 203
Beaumont, TX 77701
409-835-8580
Fax 409-835-8527



Family Law Division
409-835-8653

Child Support
P. O. Box 3586
Beaumont, TX 77704
409-835-8425

**JAMIE SMITH
District Clerk**

April 23, 2015

In 2015 the Jefferson County District Clerks office filed a Declaration of Compliance with the Texas State Library and Archives Commission.

As records management officer for the local government or elective county office named, I hereby declare, that in lieu of filing records control schedules, we have adopted records control schedules that comply with minimum requirements established on records retention schedules issued by the Texas State Library and Archives Commission for use in our records management program. In doing so, I also certify that the administrative rules for electronic records, adopted by the commission under Local Government Code 205.003(a) will be followed for records subject to the rules.

A copy of the accepted Declaration of compliance is attached.

Jamie Smith



Original



Declaration of Compliance

with the Records Scheduling Requirement of the Local Government Records Act
Submitted pursuant to Local Government Code §203.041(a)(2)

Section 1 SUBMISSION OF DATA

1. Government: Jefferson County
2. Address: 1085 Pearl Street Rm #203
City: Beaumont ZIP code: 77701
3. Telephone: 409-935-8518 Email (optional): j.smith@co.jefferson.tx.us

Section 2 LOCAL GOVERNMENT CERTIFICATION

As records management officer for the local government or elective county office named, I hereby declare, that in lieu of filing records control schedules, we have adopted records control schedules that comply with minimum requirements established on records retention schedules issued by the Texas State Library and Archives Commission (as checked below) for use in our records management program. In doing so, I also certify that the administrative rules for electronic records, adopted by the commission under Local Government Code §205.003(a) will be followed for records subject to the rules. I understand that:

- the validity of this declaration is contingent on its acceptance for filing by the commission;
- if we have previously filed documentation with the commission in which we declared our intent to retain all records permanently, we must attach amended documentation to this declaration before it can be accepted for filing;
- the records retention schedules adopted by this declaration may be amended by filing for approval a supplemental Records Control Schedule Amendment (SLR 520) on which are listed proposed retention periods for records that do not appear on schedules issued by the commission (as checked below);
- if a supplemental Records Control Schedule Amendment is not filed, we must file a Request for Authorization to Destroy Unscheduled Records (SLR 501) in order to destroy records that do not appear on schedules issued by the commission (as checked below); and
- the commission will provide us with access to subsequent editions of any schedules issued by the commission.

1. I hereby declare that our records control schedules will comply with the following schedules issued by the commission:

- | | |
|---|--|
| <input type="checkbox"/> Schedule CC (Records of County Clerks) | <input type="checkbox"/> Schedule LC (Records of Justice and Municipal Courts) |
| <input checked="" type="checkbox"/> Schedule DC (Records of District Clerks) | <input type="checkbox"/> Schedule PS (Records of Public Safety Agencies) |
| <input type="checkbox"/> Schedule EL (Records of Elections and Voter Registration) | <input type="checkbox"/> Schedule PW (Records of Public Works and Services) |
| <input checked="" type="checkbox"/> Schedule GR (Records Common to All Governments) | <input type="checkbox"/> Schedule SD (Records of Public School Districts) |
| <input type="checkbox"/> Schedule HR (Records of Public Health Agencies) | <input type="checkbox"/> Schedule TX (Records of Property Taxation) |
| <input type="checkbox"/> Schedule JC (Records of Public Junior Colleges) | <input type="checkbox"/> Schedule UT (Records of Utility Services) |

2. If any records control schedules or amendments have been filed with the commission, I also hereby declare that those schedules or amendments:

- ☒ are superseded by this declaration.
- ☐ are not superseded by this declaration. I understand that, in the event of a conflict between the previously filed records control schedules or amendments and the schedules adopted by this declaration, the longer retention period shall apply.

Name and Title: Jamie Smith Jefferson County District Clerk

Signature: Jamie Smith Date: 1/27/2015

Section 3 TEXAS STATE LIBRARY ACCEPTANCE (to be completed by Texas State Library)

This Declaration of Compliance has been accepted for filing pursuant to Local Government Code §203.043(a). A record appearing on a schedule issued by the commission (as checked above) may be disposed of at the expiration of its retention period without additional notice to the Director and Librarian, subject to the provisions of Local Government Code §203.041(b).

NAME: SARAH JACOBSON - MANAGER, RECORDS MGMT ASSISTANCE

Name and Title:

Signature:

Date:

02/23/15

Texas State Library and Archives Commission
State and Local Records Management Division

Box 12927
Austin, Texas 78711-2927

512-463-7610
512-936-2306 FAX

SLR 506 (8/12)

123 05 000 MS

FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
6/12/2015 3:27:08 PM
JAMIE SMITH
DISTRICT CLERK
B-197238

CAUSE NO: _____

TEMEIKA GUILLORY
Plaintiff,

VS.

JAMES B. MATSON AND
STI LEASING, LLC
Defendants.

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IN THE DISTRICT COURT OF

JEFFERSON COUNTY, TEXAS

_____ JUDICIAL DISTRICT

**PLAINTIFF'S ORIGINAL PETITION, REQUESTS FOR DISCLOSURE,
AND RULE 193.7 NOTICE**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW TEMEIKA GUILLORY, hereinafter styled Plaintiff, complaining of JAMES B. MATSON AND STI LEASING, LLC, hereinafter styled Defendants, and for cause of action against said Defendants would respectfully show the Court as follows:

I.

Plaintiff designates that discovery in this cause of action shall be governed by Rule 190.3 discovery control plan (level 2) of the Texas Rules of Civil Procedure.

II.

Pursuant to Rule 47, Plaintiff seeks monetary relief over \$200,000 but not more than \$1,000,000.

III.

Plaintiff TEMEIKA GUILLORY currently resides in Beaumont, Jefferson County, Texas. Pursuant to CPRC §30.014, the last three digits of Plaintiff's driver's license number are 214 and the last three digits of her social security number are 298.



IV.

Defendant, JAMES B. MATSON, an individual who is a nonresident of Texas and whose home is located at 1030 M St. NW, Miami, OK 74354-2922, may be served with process by serving the Chairman of the Texas Transportation Commission at 125 E. 11th Street, Austin, Texas 78701, as Defendant's agent for service because Defendant was a party to a collision or accident while operating a motor vehicle in Texas. *Tex. Civ. Prac. & Rem. Code §§17.062(a), 17.063.*

SERVICE IS REQUESTED AT THIS TIME.

Defendant, STI LEASING, LLC, a foreign corporation organized and existing under the laws of Oklahoma, USA, whose home office is located at 14701 South 49th W. Ave., Kiefer, OK, 74041, USA, may be served with process by serving the Texas Secretary of State at 1019 Brazos Street, Austin, Texas 78701, as its agent for service because defendant engages in business in Texas but has not designated or maintained a resident agent for service of process in Texas. *Tex. Civ. Prac. & Rem. Code §§17.044(a)(1), 17.045.*

SERVICE IS REQUESTED AT THIS TIME.

Plaintiff invokes Rule 28 of the Texas Rules of Civil Procedure, as appropriate.

V.

On or about July 17, 2013, in Beaumont, Jefferson County, Texas, Plaintiff TEMEIKA GUILLORY was stopped in the inside lane of the I-10 Service Road waiting to turn left, when Defendant, JAMES B. MATSON, within the course and scope of his employment with Defendant, STI LEASING, LLC, turned left from the outside lane of Walden Road, and slammed into the front passenger side of Plaintiff's vehicle with the trailer of his 18-wheeler as it entered

Plaintiff's lane of traffic. Additionally, Defendant, JAMES B. MATSON was talking on his cell phone at the time of the incident. This negligent incident resulted in the injuries and damages complained of herein.

VI.

The occurrence made the basis of this suit, referred to above, and the resulting injuries and damages, were proximately caused by the negligent conduct of the Defendant driver in one or more of the following respects:

- (a) In failing to maintain control of his vehicle as persons of ordinary prudence would have kept under the same or similar circumstances.
- (b) In failing to keep such lookout as persons of ordinary prudence would have kept under the same or similar circumstances.
- (c) In failing to control the speed of his vehicle as necessary to avoid colliding with another person or vehicle that is on or entering the highway, in violation of Section 545.351, Texas Transportation Code, such violation constituting negligence per se.
- (d) In failing to maintain a single lane of traffic, in violation of Section 545.060, Texas Transportation Code, such violation constituting negligence per se.
- (e) In driving a vehicle in a wilful or wanton disregard for the safety of persons or property, in violation of Section 545.401, Texas Transportation Code, such violation constituting negligence per se.

Each of these acts and omissions, singularly or in combination with others, constituted negligence which proximately caused the occurrence made the basis of this action and Plaintiff's injuries and damages.

Further, Plaintiff alleges negligent entrustment against Defendant, STI LEASING, LLC.

VII.

As a direct and proximate result of the negligence and carelessness of the Defendants, Plaintiff, TEMEIKA GUILLORY has suffered with severe pain and injury to her neck, back, and right hand, with numbness in her hands, muscle spasms, disc protrusions, and soreness to the body in general. That because of such injuries she has suffered the following:

- A. Reasonable and necessary medical expense – past
- B. Reasonable and necessary medical expense – future
- C. Loss of earnings and earning capacity – past
- D. Loss of earning capacity – future
- E. Physical impairment – past
- F. Physical impairment - future
- G. Physical pain – past
- H. Physical pain – future
- I. Mental anguish – past
- J. Mental anguish – future
- K. Disfigurement – past
- L. Disfigurement – future
- M. Exemplary damages
- N. Property damage

Each of these acts or omissions, singularly or in combination with others, constituted negligence which proximately caused the occurrence made the basis of this action and Plaintiff's injuries and damages.

VIII.

Under Texas Rule of Civil Procedure 194, Plaintiff requests that each Defendant disclose, within 50 days of service of this request, the information or material described in Rule 194.2 (a) through (l).

IX.

Pursuant to Rule 193.7 of the Texas Rules of Civil Procedure, Plaintiff hereby gives actual notice to Defendants that any and all documents produced by Defendants may be used against Defendants at any pretrial proceeding and/or at the trial of this matter without the necessity of authenticating the documents.

X.

Plaintiff says if in the event there were pre-existing conditions in her body prior to this incident that such conditions were painless and symptom-free, but because of the injuries suffered in this collision such conditions were lighted up, aggravated and precipitated.

WHEREFORE, premises considered, Plaintiff prays that the Defendants be cited to appear and answer herein; that upon a trial of this cause that Plaintiff has and recovers of and from the Defendants' judgment for the damages as may be deemed just and fair by the Court, that she has such judgment, together with all legal interest, including pre-judgment interest, costs of suit and for such other relief to which Plaintiff may be justly entitled.

Respectfully submitted,

BY: /s/Jonathan C. Juhan
JONATHAN JUHAN
SBN: 11047225
jonathanjuhan@sbcglobal.net
J. J. BRAGG
SBN: 00790356
jjbragglaw@att.net
985 I-10 N. Suite 100
Beaumont, Texas 77706
409/832-8877 TELEPHONE
409/924-8880 FACSIMILE

Attorneys for Plaintiff

RECEIPT FOR: FEES

E-FILING

Cause No: B-0197238 Date: 6/12/15

Receipt No: 316273

Style: TEMEIKA GUILLORY

vs JAMES B MATSON ET AL

Paid By: JUHAN, JONATHAN

P

Amt Paid: 298.00 EFILE005661294-0 Bal Due:

10.00	RECORDS MANAGEMENT	10.00	COURT RECORD PRESERVATIO
10.00	RECORDS ARCHIVE FEE	2.00	ELECTRONIC FILING FEE (\$
50.00	COUNTY FILING FEE	12.00	COPIES
50.00	STATE FILING FEE		
10.00	LIBRARY FEE		
15.00	MEDIATION CENTER FEE		
15.00	STENO		
5.00	SECURITY FEE		
10.00	INDIGENT FEE		
42.00	JUDICIAL SUPPORT		
5.00	APPELLATE JUDICIAL SYSTE		
20.00	ELECTRONIC FILING FEE		

JAMIE SMITH, CLERK DISTRICT COURTS
Jefferson County, Texas

By: _____

ODBC

Deputy

FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
6/12/2015 3:27:08 PM
JAMIE SMITH
DISTRICT CLERK
B-197238

CIVIL PROCESS REQUEST

FOR EACH PARTY SERVED YOU MUST FURNISH ONE (1) COPY OF THE PLEADING
FOR WRITS FURNISH TWO (2) COPIES OF THE PLEADING PER PARTY TO BE SERVED

CASE NUMBER: _____ CURRENT COURT: _____

TYPE OF INSTRUMENT TO BE SERVED (See Reverse For Types): Original Petition

FILE DATE OF MOTION: _____
Month/ Day/ Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

1. NAME: JAMES B. MATSON

ADDRESS: 1030 M. ST NW, Miami, OK 74354-2922

AGENT, (if applicable): Chairman of the Texas Transportation Commission, 125 East 11th St., Austin, TX 78701

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): Citation

SERVICE BY (check one):

- ☒ ATTORNEY PICK-UP ☐ CONSTABLE
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☐ CERTIFIED MAIL
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ NEWSPAPER OF YOUR CHOICE: _____
☐ OTHER, explain _____

2. NAME: STI LEASING, LLC

ADDRESS: 14701 South 49th W. Ave., Kiefer, OK 74041

AGENT, (if applicable): Texas Secretary of State, 1019 Brazos Street, Austin, Texas 78701

TYPE OF SERVICE/PROCESS TO BE ISSUED (see reverse for specific type): Citation

SERVICE BY (check one):

- ☒ ATTORNEY PICK-UP ☐ CONSTABLE
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____
☐ MAIL ☐ CERTIFIED MAIL
☐ PUBLICATION:
Type of Publication: ☐ COURTHOUSE DOOR, or
☐ NEWSPAPER OF YOUR CHOICE: _____
☐ OTHER, explain _____

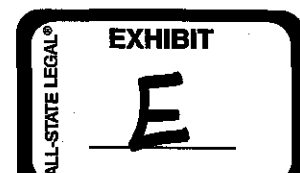
ATTORNEY (OR ATTORNEY'S AGENT) REQUESTING SERVICE:

NAME: Jonathan C. Juhan TEXAS BAR NO./ID NO. 11047225

MAILING ADDRESS: 985 I-10 North, Suite 100 Beaumont, Texas 77706

PHONE NUMBER: 409 832-8877 FAX NUMBER: 409 924-8880
area code phone number area code fax number

EMAIL ADDRESS: jonathanjuhan@sbcglobal.net



SERVICE REQUESTS WHICH CANNOT BE PROCESSED BY THIS OFFICE WILL BE HELD FOR 30 DAYS PRIOR TO CANCELLATION. FEES WILL BE REFUNDED ONLY UPON REQUEST, OR AT THE DISPOSITION OF THE CASE. SERVICE REQUESTS MAY BE REINSTATED UPON APPROPRIATE ACTION BY THE PARTIES.

INSTRUMENTS TO BE SERVED:

(Fill In Instrument Sequence Number, i.e. 1st, 2nd, etc.)

ORIGINAL PETITION

_____ AMENDED PETITION

_____ SUPPLEMENTAL PETITION

COUNTERCLAIM

_____ AMENDED COUNTERCLAIM

_____ SUPPLEMENTAL COUNTERCLAIM

CROSS-ACTION:

_____ AMENDED CROSS-ACTION

_____ SUPPLEMENTAL CROSS-ACTION

THIRD-PARTY PETITION:

_____ AMENDED THIRD-PARTY PETITION

_____ SUPPLEMENTAL THIRD-PARTY PETITION

INTERVENTION:

_____ AMENDED INTERVENTION

_____ SUPPLEMENTAL INTERVENTION

INTERPLEADER

_____ AMENDED INTERPLEADER

_____ SUPPLEMENTAL INTERPLEADER

INJUNCTION

MOTION TO MODIFY

SHOW CAUSE ORDER

TEMPORARY RESTRAINING ORDER

BILL OF DISCOVERY:

ORDER TO: _____
(specify)MOTION TO: _____
(specify)PROCESS TYPES:NON WRIT:

CITATION

ALIAS CITATION

PLURIES CITATION

SECRETARY OF STATE CITATION

COMMISSIONER OF INSURANCE

HIGHWAY COMMISSIONER

CITATION BY PUBLICATION

NOTICE

SHORT FORM NOTICE

PRECEPT (SHOW CAUSE)

RULE 106 SERVICE

SUBPOENA

WRITS:

ATTACHMENT (PROPERTY)

ATTACHMENT (WITNESS)

ATTACHMENT (PERSON)

CERTIORARI

EXECUTION

EXECUTION AND ORDER OF SALE

GARNISHMENT BEFORE JUDGMENT

GARNISHMENT AFTER JUDGMENT

HABEAS CORPUS

INJUNCTION

TEMPORARY RESTRAINING ORDER

PROTECTIVE ORDER (FAMILY CODE)

PROTECTIVE ORDER (CIVIL CODE)

POSSESSION (PERSON)

POSSESSION (PROPERTY)

SCIRE FACIAS

SEQUESTRATION

SUPERSEDEAS

CIVIL CASE INFORMATION SHEET (REV. 2/13)

FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
6/12/2015 3:27:08 PM
JAMIE SMITH
DISTRICT CLERK

CAUSE NUMBER (FOR CLERK USE ONLY):


COURT (FOR CLERK USE ONLY):

STYLED

Temelka Guillory v. James B. Matson and STI Leasing, LLC

197238

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

1. Contact information for person completing case information sheet: Name: Jonathan C. Juhan Address: 985 I-10 North, Suite 100 City/State/Zip: Beaumont, Texas 77706 Signature:  Email: jonathanjuhan@sbcglobal.net Telephone: 409/832-8877 Fax: 409/924-8880 State Bar No: 11047225		Names of parties in case: Plaintiff(s)/Petitioner(s): Temelka Guillory Defendant(s)/Respondent(s): James B. Matson STI Leasing, LLC (Attach additional page as necessary to list all parties)		Person or entity completing sheet is: <input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: Additional Parties in Child Support Case: Custodial Parent: Non-Custodial Parent: Presumed Father:								
2. Indicate case type, or identify the most important issue in the case (select only 1):												
Civil <table border="1"> <tr> <td> Contract <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract: </td> <td> Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input checked="" type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: <input type="checkbox"/> Other Injury or Damage: </td> <td> Real Property <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pre-indictment <input type="checkbox"/> Other: </td> </tr> </table>			Contract <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: Foreclosure <input type="checkbox"/> Home Equity—Expedited <input 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Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pre-indictment <input type="checkbox"/> Other:	Family Law <table border="1"> <tr> <td> Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children </td> <td> Post-judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocity (UIFSA) <input type="checkbox"/> Support Order </td> </tr> <tr> <td> Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: </td> <td> Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: </td> </tr> </table>			Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children	Post-judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input 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Employment <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:			Other Civil <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other:									
Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax:			Probate & Mental Health <table border="1"> <tr> <td> Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings </td> <td> <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: </td> </tr> </table>			Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings	<input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other:					
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3. Indicate procedure or remedy, if applicable (may select more than 1):												
<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action		<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment		<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover								
4. Indicate damages sought (do not select if it is a family law case): <input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input type="checkbox"/> Over \$100,000 but not more than \$200,000 <input type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input type="checkbox"/> Over \$1,000,000												



JONATHAN C. JUHAN, P.C.

ATTORNEY AT LAW

985 I-10 North, Suite 100
Beaumont, TX 77706

Telephone: 409/832-8877
Facsimile: 409/924-8880

Email: JonathanJuhan@sbcglobal.net
Website: JuhanLaw.com

Board Certified - Personal Injury Trial Law
Texas Board of Legal Specialization

FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
6/12/2015 3:27:08 PM
JAMIE SMITH
DISTRICT CLERK
B-197238

June 12, 2015

Jamie Smith
District Clerk
1001 Pearl Street
Beaumont, Texas 77701

RE: *Temeika Guillory vs. James B. Matson and STI Leasing, LLC*; In the District Court of
Jefferson County, Texas.

Dear Mr. Smith:

Please find enclosed Plaintiff's Original Petition, Requests for Disclosure, and Rule 193.7
Notice, regarding the above mentioned matter which we request you file.

Please prepare the citation on Defendant, JAMES B. MATSON, 1030 M. ST NW, Miami, OK
74354-2922, for service upon the Chairman of the Texas Transportation Commission at 125 East
11th Street, Austin, Texas 78701, as Defendant's agent for service.

Please prepare the citation on Defendant, STI LEASING, LLC, 14701 South 49th W. Ave.,
Kiefer, OK 74041, for service upon the Texas Secretary of State at 1019 Brazos Street, Austin,
Texas 78701, as Defendant's agent for service.

Please place the citations in the basket for pick up.

Very truly yours,

/s/Jonathan C. Juhan

Jonathan C. Juhan
/nw





CITATION

THE STATE OF TEXAS

No. B-0197238

**TEMEIKA GUILLORY
VS. JAMES B MATSON ET AL**

CITATION

**60 th JUDICIAL DISTRICT COURT
of JEFFERSON COUNTY, TEXAS**

To: **MATSON, JAMES B
BY SERVING THE TEXAS TRANSPORTATION COMMISSION CHAIRMAN
FORWARD TO**

by serving at:
125 EAST 11TH STREET

AUSTIN, TX 78701

DEFENDANT:

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Said answer may be filed by mailing same to: District Clerk's Office, 1001 Pearl St., 2nd floor, Beaumont, TX 77701, (or if the case is designated as an E-file case, E-file through Lexis Nexis file and serve) or by bringing it to the office. The case is presently pending before the 60 th District Court of Jefferson County sitting in Beaumont, Texas, and was filed on the 12th day of June, 2015. It bears cause number B-0197238 and is styled:

Plaintiff:

TEMEIKA GUILLORY

VS.

JAMES B MATSON ET AL

Defendant:

The name and address of the attorney for plaintiff (or plaintiff if pro se) is:

**JUHAN, JONATHAN, Atty.
985 I-10 NORTH SUITE 100
BEAUMONT, TX 77706 0**

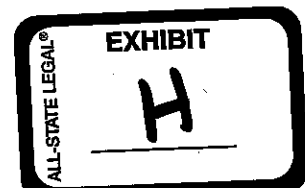
The nature of the demands of said plaintiff is shown by a true and correct copy of Plaintiff's PETITION (PLAINTIFF'S ORIGINAL) ALSO ATTACHED LETTER DESIGNATING ALL CASES EFILE accompanying this citation and made a part thereof.

Issued under my hand and the seal of said court, at Beaumont, Texas, this the 18th day of June, 2015.

JAMIE SMITH, DISTRICT CLERK
JEFFERSON COUNTY, TEXAS

Rogan Corbells

Regan



RETURN OF SERVICE

B-0197238

60 th JUDICIAL DISTRICT COURT

TEMEIKA GUILLORY

JAMES B MATSON ET AL

Executed when copy was delivered:

This is a true copy of the original citation, was delivered to defendant _____, on the _____ day of _____, 20____.

_____, Officer
 _____, County, Texas
 By: _____, Deputy

ADDRESS FOR SERVICE:

MATSON, JAMES B

BY SERVING THE TEXAS TRANSPORTATION COMMISSION CHAIRMAN

AUSTIN, TX 78701 0000

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____, o'clock ____m., and executed in _____, County, Texas by delivering to each of the within named defendants in person, a true copy of this Citation with the date of delivery endorsed thereon, together with the accompanying copy of the Citation at the following times and places, to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being: _____

and the cause or failure to execute this process is: _____

and the information received as to the whereabouts of said defendant(s) being: _____

FEES:

Serving Petition and Copy \$ _____

Total \$ _____

_____, Officer
 _____, County, Texas
 By: _____, Deputy

Affiant _____

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.

In accordance with Rule 107: The officer of authorized person who serves, or attempts to serve, a citation shall sign and return. The signature is not required to be verified. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return shall be signed under penalty of perjury and contain the following statement:

"My name is _____, my date of birth is _____, and my address is _____
 (First, Middle, Last)

(Street, City, Zip)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND CORRECT.

Executed in _____, County, State of _____, on the _____ day of _____.

Declarant/Authorized Process Server _____

(Id # expiration of certification) _____

VS

FILED

DISTRICT CLERK OF
JEFFERSON COUNTY, TEXAS
7/14/2015 12:46:48 PM 0006

CITATION

THE STATE OF TEXAS

JAMIE SMITH
DISTRICT CLERK
B-197238

No. B-0197238

TEMEIKA GUILLORY
VS. JAMES B MATSON ET AL

CITATION

60 th JUDICIAL DISTRICT COURT
of JEFFERSON COUNTY, TEXASTo: STI LEASING LLC
BY SERVING THE TEXAS SECRETARY OF STATE
FORWARD TOby serving at:
1019 BRAZOS STREET

AUSTIN, TX 78701

DEFENDANT:

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Said answer may be filed by mailing same to: District Clerk's Office, 1001 Pearl St., 2nd floor, Beaumont, TX 77701, (or if the case is designated as an E-file case, E-file through Lexis Nexis file and serve) or by bringing it to the office. The case is presently pending before the 60 th District Court of Jefferson County sitting in Beaumont, Texas, and was filed on the 12th day of June, 2015. It bears cause number B-0197238 and is styled:

TEMEIKA GUILLORY
VS.
JAMES B MATSON ET AL

Plaintiff:

Defendant:

The name and address of the attorney for plaintiff (or plaintiff if pro se) is:

JUHAN, JONATHAN, Atty.
985 L-10 NORTH SUITE 100
BEAUMONT, TX 77706.0

The nature of the demands of said plaintiff is shown by a true and correct copy of Plaintiff's PETITION (PLAINTIFF'S ORIGINAL) ALSO ATTACHED LETTER DESIGNATING ALL CASES EFILE accompanying this citation and made a part thereof.

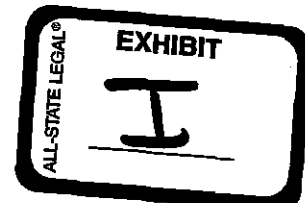
Issued under my hand and the seal of said court, at Beaumont, Texas, this the 18th day of June, 2015.

JAMIE SMITH, DISTRICT CLERK
JEFFERSON COUNTY, TEXAS

Regan

Regan Corbello

AFFIDAVIT ATTACHED



02

RETURN OF SERVICE

B-0197238

60 th JUDICIAL DISTRICT COURT

TEMEIKA GUILLORY

JAMES B MATSON ET AL

Executed when copy was delivered:

This is a true copy of the original citation, was delivered to defendant _____, on the _____ day of _____, 20____.

_____, Officer
_____, County, Texas
By: _____, DeputyADDRESS FOR SERVICE:

STI LEASING LLC

BY SERVING THE TEXAS SECRETARY OF STATE

AUSTIN, TX 78701 0000

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____, o'clock ____m., and executed in _____, County, Texas by delivering to each of the within named defendants in person, a true copy of this Citation with the date of delivery endorsed thereon, together with the accompanying copy of the Citation at the following times and places, to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being: _____

and the cause or failure to execute this process is: _____

and the information received as to the whereabouts of said defendant(s) being: _____

FEES:

Serving Petition and Copy \$ _____

Total \$ _____

_____, Officer
_____, County, Texas

By: _____, Deputy

Affiant

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.

In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign and return. The signature is not required to be verified. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return shall be signed under penalty of perjury and contain the following statement:

"My name is _____, my date of birth is _____, and my address is _____
(First, Middle, Last)

(Street, City, Zip)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND CORRECT.

Executed in _____, County, State of _____, on the _____ day of _____.

Declarant/Authorized Process Server

(Id # expiration of certification)

AFFIDAVIT ATTACHED

English

Customer Service

USPS Mobile

Register / Sign In



USPS Tracking™



Customer Service ›
Have questions? We're here to help.



Get Easy Tracking Updates ›
Sign up for My USPS.

Tracking Number: 9407111899562798113672

Updated Delivery Day: Tuesday, June 30, 2015

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
June 30, 2015, 10:32 am	Delivered	AUSTIN, TX 78711

Your item was delivered at 10:32 am on June 30, 2015 in AUSTIN, TX 78711.

Available Actions

Text Updates

Email Updates

June 30, 2015

June 30, 2015

June 30, 2015

June 25, 2015

ZAKON LLC
148 S DOWLEN RD # 668
BEAUMONT, TX 77707

PS Form 3800 6/02

CERTIFIED MAIL



9407 1118 9956 2798 1136 72

COMPLETE THIS SECTION ON DELIVERY

A. Signature: (✓) Addressee or (□) Agent

X

B. Received By: (Please Print Clearly)

C. Date of Delivery

JUN 30 2015

D. Addressee's Address (If Different From Address Used by Sender)

Secondary Address / Suite / Apt. / Floor (Please Print Clearly)

Delivery Address

City

State

ZIP + 4 Code

RETURN RECEIPT REQUESTED

Article Addressed To:

Ret: 7-6-15



STI Leasing LLC c/o
Service of Process
Secretary of State
P.O. Box 12079
Austin TX 78711-2079

ackages

board.



Track A

Tracking (or re)

HELPFUL LINKS

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Newsroom

USPS Service Updates

Forms & Publications

Government Services

Careers

Business Customer Gateway

Postal Inspectors

Inspector General

Postal Explorer

National Postal Museum

Resources for Developers

LEGAL INFORMATION

Privacy Policy

Terms of Use

FOIA

No FEAR Act EEO Data

RECEIPT FOR: FEES

E-FILING

Cause No: B-0197238

Date: 7/14/15

Receipt No: 318893

Style: TEMEIKA GUILLORY

vs JAMES B MATSON ET AL

Paid By: JUHAN, JONATHAN

P

Amt Paid: 2.00 EFILE006056563-0 Bal Due:

2.00 ELECTRONIC FILING FEE (\$

JAMIE SMITH, CLERK DISTRICT COURTS
Jefferson County, Texas

By: _____

ODBC

Deputy

RECEIPT FOR: FEES

E-FILING

Cause No: B-0197238 Date: 7/15/15 Receipt No: 319015
Style: TEMEIKA GUILLORY
vs JAMES B MATSON ET AL

Paid By: JUHAN, JONATHAN

P

Amt Paid: 2.00 EFILE006076627-0 Bal Due:

2.00 ELECTRONIC FILING FEE (\$

JAMIE SMITH, CLERK DISTRICT COURTS
Jefferson County, Texas

By: _____

ODBC

Deputy

FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
7/15/2015 12:44:32 PM
JAMIE SMITH
DISTRICT CLERK
B-197238
IN THE DISTRICT COURT OF

CAUSE NO. B-0197238

TEMEIKA GUILLORY,

Plaintiff,

VS.

JAMES B MATSON ET AL,

Defendant.

JEFFERSON COUNTY, TEXAS

60TH JUDICIAL DISTRICT COURT

AFFIDAVIT OF SERVICE - CERTIFIED MAIL - AMENDED

On this day personally appeared Spencer Marks who, being by me duly sworn, deposed and said:


"The following came to hand on Jun 19, 2015, 2:51 pm,

CITATION, PLAINTIFF'S ORIGINAL PETITION, LETTER DESIGNATING ALL CASES EFILE (RECEIVED JUN 19, 2015 AT 2:51PM),

and was executed on Thu, Jun 25 2015 by mailing to STI LEASING LLC BY DIRECTING TO THE TEXAS SECRETARY OF STATE at 1019 BRAZOS STREET, AUSTIN, TX 78701, by regular mail and by Certified Mail, Return Receipt Requested, Receipt No. 9407111899562798113672, a true copy of this citation.

The regular mail envelope returned. PS Form 3811 was returned on 07/06/2015 having been signed on 06/30/2015 and is attached hereto.

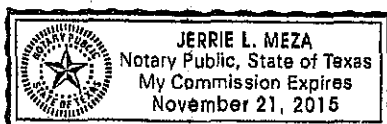
I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of Texas. I am familiar with the Texas Rules of Civil Procedure as they apply to service of Process. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I have personal knowledge of the facts stated herein and they are true and correct."




Spencer Marks
Jefferson County, Texas
SCH9510 EXP: 02/28/2018

BEFORE ME, a Notary Public, on this day personally appeared Spencer Marks, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are within his or her personal knowledge and are true and correct.

SUBSCRIBED AND SWORN TO ME ON 07/15/2015





Notary Public, State of Texas

RECEIPT FOR: FEES

E-FILING

Cause No: B-0197238

Date: 7/20/15

Receipt No: 319353

Style: TEMEIKA GUILLORY

vs JAMES B MATSON ET AL

Paid By: JUHAN, JONATHAN

P

Amt Paid: 2.00 EFILE006138065-0 Bal Due:

2.00 ELECTRONIC FILING FEE (\$

JAMIE SMITH, CLERK DISTRICT COURTS
Jefferson County, Texas

By: _____

ODBC

Deputy

V.S.

FILED

DISTRICT CLERK OF

JEFFERSON COUNTY, TEXAS

7/20/2015 2:48:12 PM 00005

JAMIE SMITH

DISTRICT CLERK

B-197238

CITATION

THE STATE OF TEXAS

No. B-0197238

TEMEIKA GUILLORY
VS. JAMES B MATSON ET AL

CITATION

60 th JUDICIAL DISTRICT COURT
of JEFFERSON COUNTY, TEXASTo: MATSON, JAMES B
BY SERVING THE TEXAS TRANSPORTATION COMMISSION CHAIRMAN
FORWARD TOby serving at:
125 EAST 11TH STREET

AUSTIN, TX 78701

DEFENDANT:

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Said answer may be filed by mailing same to: District Clerk's Office, 1001 Pearl St., 2nd floor, Beaumont, TX 77701, (or if the case is designated as an E-file case, E-file through Lexis Nexis file and serve) or by bringing it to the office. The case is presently pending before the 60 th District Court of Jefferson County sitting in Beaumont, Texas, and was filed on the 12th day of June, 2015. It bears cause number B-0197238 and is styled:

TEMEIKA GUILLORY
VS.
JAMES B MATSON ET AL

Plaintiff:

Defendant:

The name and address of the attorney for plaintiff (or plaintiff if pro se) is:

JUHAN, JONATHAN, Atty.
985 I-10 NORTH SUITE 100
BEAUMONT, TX 77706.0

The nature of the demands of said plaintiff is shown by a true and correct copy of Plaintiff's PETITION (PLAINTIFF'S ORIGINAL) ALSO ATTACHED LETTER DESIGNATING ALL CASES EFILE accompanying this citation and made a part thereof.

Issued under my hand and the seal of said court, at Beaumont, Texas, this the 18th day of June, 2015.

JAMIE SMITH, DISTRICT CLERK
JEFFERSON COUNTY, TEXAS

AFFIDAVIT ATTACHED

Regan

Rigan Corbello



RETURN OF SERVICE

B-0197238

60 th JUDICIAL DISTRICT COURT

TEMEIKA GUILLORY

JAMES B MATSON ET AL

Executed when copy was delivered:

This is a true copy of the original citation, was delivered to defendant _____, on the _____ day of _____, 20____.

_____, Officer
_____, County, Texas
By: _____, Deputy**ADDRESS FOR SERVICE:**

MATSON, JAMES B

BY SERVING THE TEXAS TRANSPORTATION COMMISSION CHAIRMAN

AUSTIN, TX 78701 0000

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____, o'clock ____m., and executed in _____, County, Texas by delivering to each of the within named defendants in person, a true copy of this Citation with the date of delivery endorsed thereon, together with the accompanying copy of the Citation at the following times and places, to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being: _____

and the cause or failure to execute this process is: _____

and the information received as to the whereabouts of said defendant(s) being: _____

FEES:

Serving Petition and Copy \$ _____

Total \$ _____

_____, Officer
_____, County, Texas

By: _____, Deputy

Affiant _____

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.

In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign and return. The signature is not required to be verified. If the return is signed by a person other than a sheriff, constable or the clerk of the court, the return shall be signed under penalty of perjury and contain the following statement:

"My name is _____, my date of birth is _____, and my address is _____
(First, Middle, Last)

(Street, City, Zip) _____

I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND CORRECT.

Executed in _____, County, State of _____, on the _____ day of _____.

Declarant/Authorized Process Server _____

(Id # expiration of certification) _____

AFFIDAVIT ATTACHED

CAUSE NO. B-0197238

TEMEIKA GUILLORY,

Plaintiff,

VS.

JAMES B MATSON ET AL,

Defendant.

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IN THE DISTRICT COURT OF

JEFFERSON COUNTY, TEXAS

60TH JUDICIAL DISTRICT COURT

AFFIDAVIT OF SERVICE - CERTIFIED MAIL

On this day personally appeared Spencer Marks who, being by me duly sworn, deposed and said:

"The following came to hand on Jun 19, 2015, 2:51 pm,

CITATION, PLAINTIFF'S ORIGINAL PETITION, LETTER DESIGNATING ALL CASES EFILE (RECEIVED JUN 19, 2015 AT 2:51PM),

and was executed on Thu, Jun 25 2015 by mailing to JAMES B MATSON BY DIRECTING TO THE TEXAS SECRETARY OF STATE at 1019 BRAZOS STREET, AUSTIN, TX 78701, by regular mail and by Certified Mail, Return Receipt Requested, Receipt No. 9407111899562798113672, a true copy of this citation.

SM
The regular mail envelope returned: PS Form 3811 was returned on 07/06/2015 having been signed on 06/30/2015 and is attached hereto.

I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of Texas. I am familiar with the Texas Rules of Civil Procedure as they apply to service of Process. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I have personal knowledge of the facts stated herein and they are true and correct."



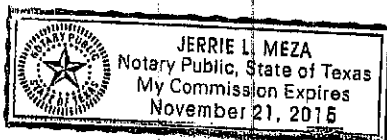
Spencer Marks

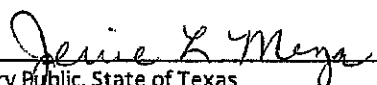
Jefferson County, Texas

SCH9510 EXP: 02/28/2018

BEFORE ME, a Notary Public, on this day personally appeared Spencer Marks, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are within his or her personal knowledge and are true and correct.

SUBSCRIBED AND SWORN TO ME ON 07/14/2015 _____





Notary Public, State of Texas

CAUSE NO. B-0197238

TEMEIKA GUILLORY,

Plaintiff,

VS.

JAMES B MATSON ET AL,

Defendant.

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IN THE DISTRICT COURT OF

JEFFERSON COUNTY, TEXAS

60TH JUDICIAL DISTRICT COURT

AFFIDAVIT OF SERVICE - CERTIFIED MAIL

On this day personally appeared Spencer Marks who, being by me duly sworn, deposed and said:

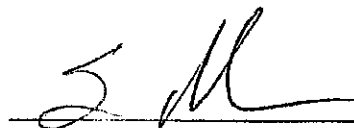
"The following came to hand on Jun 19, 2015, 2:51 pm,

CITATION, PLAINTIFF'S ORIGINAL PETITION, LETTER DESIGNATING ALL CASES EFILE (RECEIVED JUN 19, 2015 AT 2:51PM),

and was executed on Wed, Jun 24 2015 by mailing to JAMES B MATSON C/O THE TEXAS TRANSPORTATION COMMISSION CHAIRMAN at 125 EAST 11TH STREET, AUSTIN, TX 78701, by regular mail and by Certified Mail, Return Receipt Requested, Receipt No. 9407111899562798783622, a true copy of this citation.

~~The regular mail envelope returned.~~ PS Form 3811 was returned on 07/18/2015 having been signed on 07/15/2015 and is attached hereto.

I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of Texas. I am familiar with the Texas Rules of Civil Procedure as they apply to service of Process. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I have personal knowledge of the facts stated herein and they are true and correct."



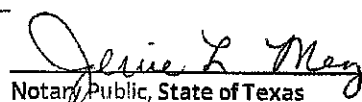
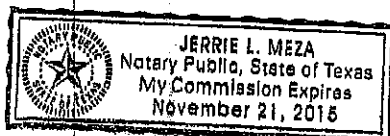
Spencer Marks

Jefferson County, Texas

SCH9510 EXP: 02/28/2018

BEFORE ME, a Notary Public, on this day personally appeared Spencer Marks, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are within his or her personal knowledge and are true and correct.

SUBSCRIBED AND SWORN TO ME ON 07/20/2015


Notary Public, State of Texas

7/20/2015

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Customer Service

USPS Mobile

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Tracking Number: 9407111899562798783622

Updated Delivery Day: Tuesday, June 30, 2015

Product & Tracking Information

Postal Product:
First-Class Mail®

Features:
Certified Mail™

DATE & TIME

STATUS OF ITEM

LOCATION

June 26, 2015, 8:18 am

Delivered

AUSTIN, TX 78744

Your item was delivered at 8:18 am on June 26, 2015 in AUSTIN, TX 78744.

June 26, 2015, 7:11 am

June 26, 2015, 7:01 am

June 25, 2015

Available Actions

Text Updates

Email Updates

Track Another Pac

Tracking (or receipt) number

ZAKON LLC
148 S DOWLEN RD # 668
BEAUMONT, TX 77707

COMPLETE THIS SECTION ON DELIVERY

A. Signature: (If Addressee or Agent)

B. Received By: (Please Print Clearly)

C. Date of Delivery

7/15/15

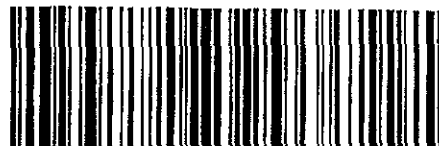
D. Addressee's Address (If Different From Address Used by Sender)

Secondary Address / Suite / Apt. / Floor (Please Print Clearly)

Delivery Address

City State ZIP + 4 Code

CERTIFIED MAIL



9407 1118 9956 2798 7836 22

RETURN RECEIPT REQUESTED

Article Addressed To:

James B Matson c/o
Chair Of The Texas Transportation Commis
125 E. 11th Street
Austin TX 78701-2483

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FILED
DISTRICT CLERK OF
JEFFERSON CO TEXAS
7/29/2015 11:21:30 AM
JAMIE SMITH
DISTRICT CLERK
B-197238

NO. B-197238

TAMEIKA GUILLORY
Plaintiff

V.

JAMES B. MATSON AND
STI LEASING, LLC
Defendants.

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IN THE DISTRICT COURT OF

JEFFERSON COUNTY, TEXAS

60TH JUDICIAL DISTRICT COURT

DEFENDANTS' ORIGINAL ANSWER

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW JAMES B. MATSON AND STI LEASING, LLC, Defendants in the above-styled and numbered cause, and files its Original Answer.

I.

Pursuant to the provisions of Rule 92 of the Texas Rules of Civil Procedure, Defendants deny each and every, all and singular, the allegations contained in Plaintiff's Original Petition, and any amendment thereto, and demand strict proof thereof, hereby reserving their right to amend their Original Answer to assert other and further defenses in the premises.

II.

Pursuant to Rule 216 of the Texas Rules of Civil Procedure, Defendants hereby demand a trial by jury and make application therefore.

III.

Defendants assert that Plaintiff has failed to properly mitigate her damages.

IV.

Specially answering, Defendants say on the occasion in question Plaintiff failed to exercise that degree of care which a person of ordinary care would have exercised in the same or similar circumstances, and that such failure was the sole cause and/or proximate cause of the alleged injuries.



V.

In the alternative, Defendants say that the accident was an unavoidable accident.

VI.

Defendants say Plaintiff's injuries and damages, in whole or in part, are due to pre-existing conditions.

VII.

Defendants contend that pursuant to § 41.0105 of the Texas Civil Practice and Remedies Code, Plaintiff's recovery of medical or health care expense is limited to the amount actually paid or incurred by or on behalf of the claimant.

VIII.

Defendants contend that to the extent that Plaintiff is asserting a recovery of loss of earnings, loss of earning capacity, or loss of contributions of a pecuniary value, the limitations of § 18.091 of the TEX. CIV. PRAC. & REM. CODE.

IX.

Defendant, STI Leasing, LLC was not the employer of James B. Matson and is thus not responsible for his actions pursuant to a respondeat superior theory or negligent entrustment, as alleged.

X.

Pursuant to TRCP 193.7 of Defendants' intent to utilize, refer to and offer into evidence against each named Plaintiff at any pretrial or trial proceeding, each and every document, writing, pleading, or tangible thing produced or exchanged by Plaintiff through the written or oral discovery process in the instant cause.

WHEREFORE PREMISES CONSIDERED, Defendants pray that Plaintiff takes nothing by reason of this suit, that Defendants be discharged and go hence with their costs

without day, and for all such other and further relief, both general and special, at law and in equity, to which they may show themselves justly entitled, for which they will in duty bound forever pray.

Respectfully submitted,

LORANCE & THOMPSON, P.C.



Roger D. Oppenheim
SBN: 15292400
2900 North Loop West, Ste. 500
Houston, TX 77092
713/868-5560
713/864-4671 (fax)
rdo@lorancethompson.com
ATTORNEY FOR DEFENDANTS
JAMES B. MATSON AND
STI LEASING, LLC

CERTIFICATE OF SERVICE

On this 29th day of July 2015, a true and correct copy of the foregoing instrument has been provided to all parties by e-filing and/or telefax transmission.

Mr. Jonathan Juhan
Jonathan C. Juhan, PC
985 I-10 North, Ste. 100
Beaumont, TX 77706
jonathanjuhan@sbcglobal.net



Roger D. Oppenheim

RECEIPT FOR: FEES

E-FILING

Cause No: B-0197238 Date: 7/29/15 Receipt No: 320112
Style: TEMEIKA GUILLORY
vs JAMES B MATSON ET AL

Paid By: NO ATTORNEY AT THIS TIME

P

Amt Paid: 2.00 EFILE006264882-0 Bal Due:

2.00 ELECTRONIC FILING FEE (\$

JAMIE SMITH, CLERK DISTRICT COURTS
Jefferson County, Texas

By: _____
ODBC Deputy

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

TAMEIKA GUILLORY
Plaintiff

VS.

**JAMES B. MATSON AND
STI LEASING, LLC**
Defendants

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CIVIL ACTION NO. 15-310

JURY REQUESTED

LIST OF PARTIES, COUNSEL OF RECORD AND STATUS

PLAINTIFF:
Temeika Guillory

DEFENDANTS:
James B. Matson
STI Leasing, LLC

ATTORNEYS:

ATTORNEY FOR PLAINTIFFS:

Jonathan Juhan
SBN: 11047225
FBN:
JONATHAN C. JUHAN, PC
985 I-10 North, Ste. 100
Beaumont, TX 77760
409/832-8877
409/924-8880 (fax)
jonathanjuhan@sbcglobal.net

ATTORNEY FOR DEFENDANTS:

Roger D. Oppenheim
SBN: 15293400
FBN: 14205
LORANCE & THOMPSON, PC
2900 North Loop West, Ste. 500
Houston, TX 77092
713/868-5560
713/864-4671 (fax)
rdo@lorancethompson.com

STATUS OF REMOVED CASE:

June 12, 2015	Plaintiff's Original Petition
July 29, 2015	Defendants' Original Answer
August 7, 2015	Defendants' Notice of Removal

Defendants, STI Leasing, LLC and James B. Matson, have been served with the Plaintiff's Original Petition and Requests for Disclosure. Neither parties have filed responses to written discovery. No depositions have been taken. The matter has not been mediated. The case has no trial setting or other court ordered deadlines.

Respectfully submitted,

/s/ Roger D. Oppenheim

Roger D. Oppenheim

FBN: 14206

SBN: 15292400

OF COUNSEL:

LORANCE & THOMPSON, P.C.

2900 North Loop West, Suite 500

Houston, TX 77092

713/868-5560

713/864-4671 (fax)

rdo@lorancethompson.com

ATTORNEY FOR DEFENDANTS

STI LEASING, LLC AND JAMES B. MATSON

CERTIFICATE OF SERVICE

On this 7th day of August, 2015, a true and correct copy of the foregoing instrument has been provided to all parties by e-filing and/or telefax transmission.

Mr. Jonathan Juhan

Jonathan C. Juhan, PC

985 I-10 North, Ste. 100

Beaumont, TX 77706

jonathanjuhan@sbcglobal.net

/s/ Roger D. Oppenheim

Roger D. Oppenheim